

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
WACO DIVISION**

MIDAS GREEN TECHNOLOGIES, LLC,

Plaintiff,

v.

RHODIUM ENTERPRISES, INC., *et al.*

Defendant.

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Civil Action No. 6:22-cv-50-ADA

ORDER GRANTING JOINT MOTION TO AMEND SCHEDULING ORDER

CAME ON TO BE HEARD THIS THIS DAY the parties' Joint Motion to Amend Scheduling Order. It is hereby ORDERED that the following schedule of deadlines is in effect until further order of this Court:

Event	Current Date	Proposed Date
Deadline for the first of two meet and confers to discuss significantly narrowing the number of claims asserted and prior art references at issue. Unless the parties agree to the narrowing, they are ordered to contact the Court's law clerk to arrange a teleconference with the Court to resolve the disputed issues.	9/5/2023	10/05/2023
Close of fact discovery	9/26/2023	10/26/2023
Opening of expert reports	10/10/2023	11/9/2023
Rebuttal of expert reports	11/7/2023	12/7/2023
Close of expert discovery	11/28/2023	1/9/2024
Deadline for the second of two meet and confers to discuss narrowing the number	11/28/2023	1/9/2024

of claims asserted and prior art references at issue to triable limits. If it helps the parties determine these limits, the parties are encouraged to contact the Court's law clerk for an estimate of the amount of trial time anticipated per side. The parties shall file a Joint Report within 5 business days regarding the results of the meet and confer.		
Last court day to file joint report regarding results of second meet and confer.	12/5/2023	1/9/2024
Dispositive motion deadline and Daubert motion deadline. See General Issues Note #7 regarding providing copies of the briefing to the Court and the technical advisor (if appointed). (Dkt. 54)	12/4/2023	1/16/2024
Last court day to file and serve response to dispositive motion and Daubert motions. ***Note: CV-7(d)(2) may set different deadline to file response. Serve Pretrial Disclosures (jury instructions, exhibits lists, witness lists, discovery and deposition designations).	12/26/2023	1/26/2024
Serve replies to dispositive motions and Daubert motions	1/2/2024	2/7/2024
Serve objections to pretrial disclosures/rebuttal disclosures	1/8/2024	2/7/2024
Parties to jointly email the Court's law clerk (See OGP at 1) to confirm their pretrial conference and trial dates. File joint notice identifying remaining objections to pretrial disclosures and disputes on motions in limine.	1/8/2024	2/7/2024
Last court day to serve objections to rebuttal disclosures; file Motions in limine.	1/14/2024	2/14/2024
File Joint Pretrial Order and Pretrial Submissions (jury instructions, exhibits lists, witness lists, discovery and deposition designations); file oppositions to motions in limine.	1/19/2024	2/21/2024
File Notice of Request for Daily Transcript or Real Time Reporting. If a daily transcript or real time reporting of	1/19/2024	2/21/2024

court proceedings is requested for trial, the party or parties making said request shall file a notice with the Court and email the Court Reporter, Kristie Davis at kmdaviscsr@yahoo.com Deadline to meet and confer regarding remaining objections and disputes on motions in limine.		
Last court day for parties to jointly email to Judge's law clerks text-editable chart listing each motion in limine.	1/22/2024	2/21/2024
Last court day for parties to jointly contact court's law clerk for a Box link to submit to chambers unredacted copies of all pending motions and their exhibits, and to jointly send to chambers paper copies of motions without exhibits. ***Note: Parties to also jointly send courtesy email providing Judge's law clerks with list of pending motions.	1/22/2024	2/21/2024
Last court day for party asserting invalidity or noninfringement to give notice to adverse party of information set forth in 35 USC 282.	2/6/2024	2/21/2024
File Joint notice identifying remaining objections to pretrial disclosures and disputes on motions in limine.	2/6/2024	2/21/2024
Re non-jury trial: Last court day to submit proposed final findings of fact and conclusions of law by email to Judge's law clerks.	2/6/2024	2/21/2024
Final Pretrial Conference. Held in person unless otherwise requested.	2/12/2024	2/26/2024
Reminder: Any party that intends to present evidence at trial that requires the use of technology is required to communicate this intention to court staff in advance of commencement of trial.	2/19/2024	2/26/2024
Reminder: Counsel are required to bring physical copies of any depositions that have been taken of any witnesses who will testify at trial.	2/19/2024	3/15/2024
Jury Selection/Trial Date	3/18/2024	3/18/2024

SIGNED on this _____ day of _____, 2023.

By: _____
ALAN D ALBRIGHT
UNITED STATES DISTRICT JUDGE